

APPENDIX A

RAMON ARMAS BORROTO, JR. vs. L. MCDONALD, et al.
Case No. 5:04CV165

Defendants' First Set of Interrogatories

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
PANAMA CITY DIVISION**

RAMON ARMAS BORROTO, JR.

Plaintiff,

vs.

Case No. 5:04CV165-RH/WCS

**L. MCDONALD, PATE,
MCKENZIE and KENT.**

Defendants.

_____ /

DEFENDANTS' FIRST SET OF INTERROGATORIES

TO: Ramon Armas Borroto, X27467
Florida State Prison
7819 N.W. 228th Street
Raiford, Florida 32026-1230

Defendants, through undersigned counsel, and pursuant to Federal Rules of Civil Procedure, Rule 33, serve the following First Set of Interrogatories, to be answered separately and fully in writing under oath and signed by Plaintiff within thirty (30) days after service. Where the space provided is insufficient, please attach and refer to a separate sheet of paper sufficient to complete said answers.

1. Please identify yourself fully, giving your full name and stating any and all felonies or misdemeanors for which you are currently incarcerated.

2. Please identify and describe the appearance of each and every person who observed, or was present in the vicinity of, the alleged occurrence which is the subject of your complaint, giving the name and address (and prison DC# if known) of each such person if known to you.

3. Please:
(a) describe in as much detail as you can, everything that was seen or noticed by each such witnesses,

(b) state where each such witness was in relation to the alleged occurrence, at the time he or she witnessed the alleged occurrence.

4. Please state where and when the alleged occurrence happened, giving the date, hour, and minute as nearly as possible.

5. Please describe as accurately as possible the place or location of the alleged occurrence, giving in your answer the distances in feet to fixed objects or boundaries by which the location may be identified.

6. Please describe your physical condition just before the alleged occurrence.

7. Please describe your mental condition just before the alleged occurrence, including a description of your emotional state, giving the reason therefor.

8. Please describe, in detail, your activities on the day of the alleged occurrence.

9. Please describe fully and in complete detail any illnesses, injuries, diseases, physical defects, or operations which you may have had or suffered from within two years prior to the alleged occurrence.

10. Please describe how the alleged occurrence took place, presenting all events in detail in the order in which they occurred, before, at the time of, or after the occurrence, which had any bearing on the cause and manner of the happening of the occurrence.

11. Please state in detail exactly what you claim the defendants did during the two-hour period just prior to and leading up to the time of the alleged occurrence.

12. Please state in detail your exact behavior during the two-hour period just prior to and leading up to the time of the alleged occurrence.

13. If, as a result of the alleged occurrence, you are claiming any present or permanent injuries, ailments, or pains, please describe the same fully, stating their nature, extent, and location.

14. In the 24-hour period preceding the alleged occurrence, please state all drugs you consumed, including alcohol and medicines, and the time and amount of each consumed by you.

15. Please describe, in detail, your activities 48 hours after the alleged occurrence.

16. Please describe fully and in complete detail any injuries, ailments, operations, or illnesses suffered by you at any time subsequent to the alleged occurrence, other than those which you alleged resulted from the alleged occurrence.

17. Please give the substance of all statements, communications, or conversations by or between you and any defendant, relative to the alleged occurrence.

18. Identify and describe any written or oral statements or reports of the alleged occurrence made by you regarding the alleged occurrence.

19. State the name, business address, and DC# of all persons who have any personal knowledge of any of the allegations contained in your complaint.

20. For each person identified in interrogatory #19, please set forth the substance of their knowledge of the allegations contained in the complaint.

21. Have you ever been convicted of a crime, other than any juvenile adjudication and crime listed in interrogatory #1, which under the law which you were convicted was punishable by death or imprisonment in excess of one year, or that involved dishonesty or a false statement regardless of the punishment? If so, state as to each conviction, the specific crime, the date and the place of conviction.

22. Do you contend you have lost any income, benefits, or earning capacity in the past or future as a result of the incident described in the complaint? If so, state the nature of the income, benefits, or earning capacity, and the amount and the method that you used in computing

Answering Party

STATE OF FLORIDA
COUNTY OF _____

The foregoing instrument was acknowledge before me this _____ of _____, 2006,
by _____, who is personally know to me or who has produced
_____ as identification and who did (did not) take an oath.

(SEAL)

NOTARY PUBLIC